

RECORD OF PROCEEDINGS
COLORADO STATE BOARD OF VETERINARY MEDICINE
PUBLIC MINUTES

April 17, 2008

Notice of this meeting was published at www.dora.state.co.us/veterinarians/publicnotices.htm, at least 7 days in advance of the meeting date.

I. CONVENE

The Open Session of the meeting for the Colorado State Board of Veterinary Medicine was convened at One Civic Center Plaza, 1560 Broadway, 9th Floor Common, Denver, Colorado 80202, at 8:37 a.m. by Diane Balkin, President.

In addition to Ms. Balkin, were Board members:

Joni Edwards, DVM
Michael H. Gotchey, DVM, Secretary
Richard T. Leone, DVM
Victoria Stack, Public Member
Kim Stone, DVM

Nancy Willerton, DVM, Vice President, was not present.

Staff:

Maulid Miskell, Program Director
Ilene Wolf Moore, Assistant Attorney General
Rosemary Baker, Administrative Assistant
Abigail Gaskins, Compliance Monitor
Lisa Jackson, Settlement Specialist, Office of Expedited Settlement
Mary Kanaly, Office of Investigations

II. APPROVAL OF MINUTES

A motion was made, seconded, and carried to approve the February 7, 2008 meeting minutes.

III. REPORTS

Report from Maulid Miskell, Program Director.

Mr. Miskell advised the Board members that Susan Miller, Director, Health Care Section, had a scheduling conflict and would be unable to attend the meeting. Mr. Miskell also discussed with the Board how to best proceed when discussing a case that may result in the issuance of a Confidential Letter of Concern to a licensee.

Report from Diane Balkin, Board President.

Ms. Balkin informed the Board members and staff about the new mandatory reporting requirements. Ms. Balkin will be participating in several presentations for various groups regarding this topic.

Continuing Education Requests – Michael H. Gotchey, DVM

The bi-monthly requests were reviewed in advance by Dr. Gotchey. A motion was made, seconded, and carried to approve all continuing education requests as submitted.

Memorandum regarding Compendium Continuing Education – Randy Smith, DVM.

A motion was made, seconded, and carried to approve the continuing education request as submitted. The Board would like to further discuss Compendium Continuing Education at future Board meetings, and to place it on the list of rules and policies that the Board intends to update in the coming months.

IV. OPEN FORUM

Ralph Johnson, Executive Director, CVMA, announced that on April 28, 2008 Diane Balkin, Board President, will put on a presentation regarding animal cruelty at Colorado State University. Mr. Johnson also raised some concerns regarding acceptable Continuing Education resources for Board consideration.

V. NEW BUSINESS

Memorandum regarding AAVSB Board Nominations for 2009.
Board noted.

Memorandum regarding mandatory reporting requirements.
A motion was made, seconded, and carried to refer to Executive Session.

After discussion and upon returning to Open Session, the Board noted that according to C.R.S. §12-64-121 all veterinarians are obligated to report animal cruelty.

Memorandum regarding veterinary supervision.
Staff is to direct the inquiring party to the appropriate statutory cites addressing this matter.

Memorandum regarding HB 08-1042 and HB 08-1308.
Ralph Johnson provided an update regarding HB 08-1042, animal massage. It has been signed and will be implemented. HB 08-1308 has had numerous amendments and is still in the committee process.

VI. LICENSING

Memorandum regarding reinstatement for Lonnie Kendall, DVM #5980.
After careful consideration of the information provided, a motion was made, seconded, and carried to reinstate his license.

Memorandum regarding reinstatement for Sherry Stewart, DVM #4139.
After careful consideration of the information provided, a motion was made, seconded, and carried to reinstate her license.

Memorandum regarding newly licensed Veterinarians.
Motion to accept as a Consent Item.

VII. INITIAL REVIEW

AGENDA ITEM #1 Suzannah Epperson, Unlicensed Case #2008-1806
After careful consideration of the information provided, a motion was made, seconded, and carried to refer for discipline.

AGENDA ITEM #2 Kim Landin, DVM #4336 Case #2008-1948
After careful consideration of the information provided, a motion was made, seconded, and carried to refer for discipline.

After thoroughly discussing the case in Executive Session and upon returning to Open Session, a motion was made, seconded, and carried to dismiss the case without merit.

Note: The following two cases are related.

AGENDA ITEM #3 **Jeannette Barnes, DVM #7113** **Case #2008-2007**

After careful consideration of the information provided, a motion was made, seconded, and carried to refer for discipline.

After thoroughly discussing the case in Executive Session and upon returning to Open Session, a motion was made, seconded, and carried to dismiss the case for lack of jurisdiction.

AGENDA ITEM #4 **Mitchell Zale, DVM #4920** **Case #2008-2035**

After careful consideration of the information provided, a motion was made, seconded, and carried to dismiss the case without merit.

AGENDA ITEM #5 **Lorraine Parris, DVM #6705** **Case #2008-2224**

After careful consideration of the information provided, a motion was made, seconded, and carried to refer for discipline.

After thoroughly discussing the case in Executive Session and upon returning to Open Session, a motion was made, seconded, and carried to dismiss the case. The Board found that there was no reasonable cause to warrant further action at this time.

AGENDA ITEM #6 **Allyson Groth, AV #85** **Case #2008-2227**

After careful consideration of the information provided, a motion was made, seconded, and carried to refer for discipline.

After thoroughly discussing the case in Executive Session and upon returning to Open Session, a motion was made, seconded, and carried to dismiss the case for lack of jurisdiction.

AGENDA ITEM #7 **George Stroberg, DVM #3186** **Case #2008-2225**

After careful consideration of the information provided, a motion was made, seconded, and carried to dismiss the case without merit.

AGENDA ITEM #8 **Eric Boehmer, DVM #7113** **Case #2008-2438**

After careful consideration of the information provided, a motion was made, seconded, and carried to refer for discipline.

AGENDA ITEM #9 **Patricia Luttgen, DVM #3031** **Case #2008-2586**

After careful consideration of the information provided, a motion was made, seconded, and carried to refer for discipline.

After thoroughly discussing the case in Executive Session and upon returning to Open Session, a motion was made, seconded, and carried to dismiss the case without merit. Ms. Stack recused.

AGENDA ITEM #10 **Douglas Davies, DVM #4395** **Case #2008-1652**

After careful consideration of the information provided, a motion was made, seconded, and carried to refer for discipline. Ms. Balkin recused.

VIII. CASE CONSIDERATION

Memorandum regarding John Maulsby, DVM.

After careful consideration of the information provided, a motion was made, seconded, and carried to refer to Executive Session.

After thoroughly discussing the case in Executive Session and upon returning to Open Session, a motion was made, seconded, and carried to direct the complainant to the formal complaint process and to also direct him to the USDA for assistance. Ms. Balkin recused.

IX. RECONSIDERATIONS/APPEALS

Ashleigh Diedrich, DVM #7763

Case #2008-1760

After careful consideration of the information provided, a motion was made, seconded, and carried to refer to Executive Session.

After thoroughly discussing the case in Executive Session and upon returning to Open Session, a motion was made, seconded, and carried to deny the appeal. Ms. Balkin recused.

Jeffrey Weinberg, DVM #8136

Case #2006-3116

After careful consideration of the information provided, a motion was made, seconded, and carried to refer to Executive Session.

X. EXECUTIVE SESSION

A motion was made, seconded, and carried to enter into Executive Session at 11:32 a.m.

RETURN TO OPEN SESSION

A motion was made, seconded, and carried to return to Open Session at 4:03 p.m.

XI. ADJOURN

The Board formally adjourned the meeting at 4:39 p.m. The Board will reconvene on Thursday, June 12, 2008 at One Civic Center Plaza, Room 1380, Denver, CO 80202, at approximately 8:30 a.m.

Approved by _____ Signed by *Diane Balkin, Esq.*
Board President

June 12, 2008
Date